



REGULAR BOARD MEETING AGENDA
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, January 26, 2021 at 6:00PM

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a District Board Meeting, please contact the District Office at 559-485-7353 at least 48 hours prior to the meeting, to ensure that reasonable arrangements can be made to provide accessibility to the meeting.

- ❖ Please submit all written correspondence for the Board of Directors by 12:00 pm the Friday prior to the meeting. Please deliver or mail to the District Clerk.
- ❖ Public comments are limited to three (3) minutes or less per individual per item, with a fifteen (15) minute maximum per group per item and will be heard during the communication portion of the agenda.

1. Call to Order:

2. Roll Call: President Charles Garabedian, Jr.; Vice President Salvador Cerrillo; Director Irma Castaneda; Director Frank Cerrillo, Jr.; Director Carlos Tovar, Jr.

3. Certification: Certification was made that the Board Meeting Agenda was posted 72 hours in advance of the meeting.

4. Consent Agenda. The items listed below in the Consent Agenda are routine in nature and are usually approved by a single vote. Prior to any action by the Board of Directors, any Board member may remove an item from the consent agenda for further discussion. Items removed from the Consent Agenda may be heard immediately following approval of the Consent Agenda or set aside for discussion and action after Regular Business.

- a. Minutes of the Regular Board Meeting of January 12, 2021 and Special Board Meeting of January 19, 2021.

Recommended action: To approve the Consent Agenda as presented or amended.

Motion by: _____; **Second by:** _____

5. Old Business: *none for this meeting.*

6. New Business:

- a. **Resolution 01-26-2021.** A resolution to designate an authorized representative related to a financial assistance program for a nitrogen reduction project at the WWTP.

Recommended action: to approve resolution 01-26-2021 to designate an authorized representative related to a financial assistance program.

Motion by: _____, **Second by:** _____

- b. **Park and Community Center.** Open calendar for reservations beginning July, 2021.

For guidance and potential action.

- c. **Utility Assistance.** The Fresno County Department of Public Works and Planning is offering a program to help those individuals who have been impacted by COVID-19 by helping them pay their utility bills. Emergency Utility Assistance is available to eligible households in the County of Fresno who meet the program requirements.

For information. Staff will include program flyers in the next bill.

7. Recreation Reports:

- a. **Malaga Park Pool.** Repairs to begin 3/25/2021 and will take 10-14 days to complete the project. Payment will be due at completion of project.

8. Engineer Reports:

- a. District Engineer Report.
- b. CDBG Engineer Report: *none for this meeting.*

9. General Manager's Report:

- a. Public notice of Significant Noncompliance.
- b. COVID-19 Vaccine

10. President's Report:

11. Vice President's Report:

12. Director's Reports:

13. Legal Counsel Report:

14. Communications:

- a. Written Communications:
 - 1. **Fresno County Environmental Impact Report.** Announcement of Notice of Preparation for the review and revision of Fresno County's General Plan Policy Document and an update of the General Plan Background Report and Zoning Ordinance. A scoping meeting will be held January 27, 2021 from 5:30p.m. to 7:00p.m. via Zoom.
 - 2. **KBWA 2021 Meeting Schedule.** A copy of the schedule has been provided.
 - 3. **Survey on Post-Disaster Assessment Activity PA Eligibility Expansion.** The intent of the survey is to inform local jurisdictions and emergency management agencies of expanded eligibility of post-disaster survey and assessment activities for reimbursement through FEMA's Public Assistance (PA) program. The findings of this survey will allow state and federal partners to understand the types of post-disaster activities that communities conduct and steer the development of more comprehensive community outreach and technical assistance surrounding FEMA's PA policy.

- 4. Form 700.** Annual filing notification e-mail for Form 700 have been sent. Please submit form online before April 1, 2021.

b. Public Comment: *The Public may address the Malaga County Water District Board on item(s) of interest within the jurisdiction of the Board, not appearing on the agenda. The Board will listen to comments presented; however, in compliance with the Brown Act, the Board cannot take action on items that are not on the agenda. The public should address the Board on agenda items at the time they are addressed by the Board. All speakers are requested to wait until recognized by the Board President. All Comments will be limited to three (3) minutes or less per individual/group per item per meeting, with a fifteen (15) minutes maximum.*

15. Closed Session:

- a. Personnel (Government Code Section 54957.)

16. Adjournment:

Motion by: _____, Second by: _____

Certification of Posting

I, Norma Melendez, District Clerk of the Malaga County Water District, do hereby certify that the foregoing agenda for the Regular Meeting of the Board of Directors of January 26, 2021 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, at 5:00P.M. On 01/22/2021.

Norma Melendez

Norma Melendez, District Clerk



REGULAR BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, January 12, 2021 at 6:00PM

Item 4.a.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a District Board Meeting, please contact the District Office at 559-485-7353 at least 48 hours prior to the meeting, to ensure that reasonable arrangements can be made to provide accessibility to the meeting.

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1. Call to Order: 6:04p.m.

- 2. Roll Call:** President Charles Garabedian, Jr.; Vice President Salvador Cerrillo; Director Irma Castaneda; Director Frank Cerrillo, Jr.; Director Carlos Tovar, Jr.
All Present. VP Cerrillo and Director Castaneda present via telephone.
Also present: Norma Melendez, Moises Ortiz and Michael Slater.

- 3. Certification:** Certification was made that the Board Meeting Agenda was posted 72 hours in advance of the meeting.

4. Old Business:

- a. **Pool Repairs.** A continuation from the board meeting of December 8, 2020. Quote of \$95,078.00 from New Image Pool Interior, Inc. was received to replaster the pool at the park. This price does not include racing lanes, which need to be updated to code. Attached is a itemized list has been provided for review. A verbal quote from Bob Waterston was received for \$130,000.00.

Recommended action: to select and approve a quote for pool repairs.

Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 5-0 vote to approve proposal from New Image Pool, Inc. and go for the Altima white option. Approval is also under the condition that the General Manager seeks a payment schedule from New Image Pool.

- b. **PFAS Sampling.** An agreement with Moore Twining to perform compliance monitoring for State Water Resources Control Board issued Order WQ 220-0125-DWQ (PFAS Sampling, Laboratory Analysis, and Reporting), this includes Monitoring Well Selection Letter Preparation, Biosolids Sample Collection and Laboratory Analysis, Groundwater Sample Collection and Laboratory Analysis, Treatment System Influent and Effluent Laboratory Analysis, Geotracker Data Entry, and Report Preparation and Project Management. The quote provided is for \$15,874.00.

Recommended action: to approve agreement with Moore Twining to perform compliance monitoring for PFAS Sampling.

Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 5-0 vote to approve agreement with Moore Twining to perform compliance monitoring for PFAS Sampling.

5. New Business: None for this meeting.

6. Recreation Reports: None for this meeting.

Reopening of the park will be considered depending on the conditions of closures due to COVID-19.

7. Engineer Reports:

a. District Engineer Report. None for this meeting.

b. CDBG Engineer Report: None for this meeting.

8. General Manager's Report:

a. Water: Lead Water Operator, Gabino Gomez, Passed Grade 3 Water Distribution.

b. District Mechanic: Anthony Anaya Passed Grade 2 Water Distribution.

c. Park/Rec: Covid shutdown in order. Restroom update.

A/C are now installed in the bathrooms. Mural area needs to be smoothed out. Carbon Monoxide detectors need to be installed. Floors are looking good. Still awaiting good weather to be able to complete the bathroom floors.

d. Pretreatment: Truck wash update. Fresno Truck Wash has been fined 3 times in a span of 2 weeks due to non-compliance.

Vice President Cerrillo would like to congratulate Gabino Gomez and Anthony Anaya for all their accomplishments in a short period. It shows dedication and commitment to the District.

9. President's Report:

President Garabedian, Jr. wishes everyone a Happy New Year and is hopeful that this year is better than the last.

10. Vice President's Report:

Vice President Cerrillo welcomes everyone back. Goals he wishes to see accomplished is the total completion of the restroom project at the park and incorporation of Malaga.

11. Director's Reports:

Director Cerrillo, Jr. wishes everyone a Happy New Year and is looking forward to working with his fellow board members and District staff.

Director Tovar, Jr. wishes everyone a Happy New Year and is looking forward to incorporation. He is looking forward to the process.

12. Legal Counsel Report: none for this meeting.

13. Communications:

a. Written Communications:

1. SPR 8201. To allow an Enterprise Truck Rental Location for box trucks and vans.
2. Regularly scheduled Planning Commission Hearing of January 14, 2021 has been cancelled as the Business Journal was temporarily closed due to COVID-19.
3. **Hope Now Fundraiser. Hope Now will be holding their annual fundraiser and hopes for the District's Sponsorship.**

Motion by Vice President Cerrillo, Second by Director Tovar and by a 5-0 vote to donate \$250.00 toward the fundraiser.

- b. Public Comment: *The Public may address the Malaga County Water District Board on item(s) of interest within the jurisdiction of the Board, not appearing on the agenda. The Board will listen to comments presented; however, in compliance with the Brown Act, the Board cannot take action on items that are not on the agenda. The public should address the Board on agenda items at the time they are addressed by the Board. All speakers are requested to wait until recognized by the Board President. All Comments will be limited to three **(3)** minutes or less per individual/group per item per meeting, with a fifteen **(15)** minutes maximum.*

14. Consent Agenda. The items listed below in the Consent Agenda are routine in nature and are usually approved by a single vote. Prior to any action by the Board of Directors, any Board member may remove an item from the consent agenda for further discussion. Items removed from the Consent Agenda may be heard immediately following approval of the Consent Agenda or set aside for discussion and action after Regular Business.

- a. Minutes of the Regular Board Meeting of December 08, 2020 and Special Board Meeting of December 15, 2020.
- b. Accounts Payable and Financial Reports.

Recommended action: To approve the Consent Agenda as presented or amended.

Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 5-0 vote to approve the consent agenda as presented.

15. Closed Session: 6:42p.m.

- a. Personnel Government Code Section 54957(b)(1). Staff salaries.
- b. Personnel-All Positions (Government Code Section 54957.)

Nothing to report.

16. Adjournment:

Motion by Director Cerrillo, Jr., Second by Director Tovar, Jr. and by a 5-0 vote to adjourn the meeting at 7:28p.m.

Certification of Posting

I, Norma Melendez, District Clerk of the Malaga County Water District, do hereby certify that the foregoing minutes for the Regular Meeting of the Board of Directors of January 12, 2021 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 01/27/2021.

Norma Melendez

Norma Melendez, District Clerk



SPECIAL BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, January 19, 2020 at 6:00PM

item 4.a.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a District Board Meeting, please contact the District Office at 559-485-7353 at least 48 hours prior to the meeting, to ensure that reasonable arrangements can be made to provide accessibility to the meeting.

- ❖ Public comments are limited to three (3) minutes or less per individual per item, with a fifteen (15) minute maximum per group per item and will be heard during the communication portion of the agenda.

1. Call to Order: 6:00p.m.

2. Roll Call: President Charles Garabedian, Jr.; Vice President Salvador Cerrillo; Director Irma Castaneda; Director Frank Cerrillo, Jr.; Director Carlos Tovar, Jr.

All present.

Also present: Moises Ortiz and Michael Slater.

3. Certification: Certification was made that the Board Meeting Agenda was posted 24 hours in advance of the meeting.

4. Old Business: *None for this meeting.*

5. New Business: *None for this meeting.*

6. Communications:

- a. Written Communications: **none for this meeting.**
- b. Public Comment: **none for this meeting.**

7. Closed Session: 6:05p.m.

- a. Personnel Government Code Section 54957(b)(1). Staff salaries.
- b. Personnel-All Positions (Government Code Section 54957.)

No reportable actions.

8. Adjournment:

Motion by Vice President Cerrillo, Second by Director Tovar Jr. and by a 5-0 vote to adjourn the meeting at 8:15p.m.

Certification of Posting

I, Norma Melendez, District Clerk of the Malaga County Water District, do hereby certify that the foregoing minutes for the Special Board Meeting of the Board of Directors of January 19, 2020 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 01/27/2020.

Norma Melendez

Norma Melendez, District Clerk

RESOLUTION 01-26-2021

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MALAGA
COUNTY WATER DISTRICT DESIGNATING AN AUTHORIZED
REPRESENTATIVE RELATED TO A FINANCIAL ASSISTANCE PROGRAM
FOR A NITROGEN REDUCTION PROJECT**

WHEREAS, the Board of Directors of the Malaga County Water District is required, by Waste Discharge Orders issued by the Central Valley Regional Water Quality Control to reduce the amount of nitrogen discharged by the District's Wastewater Treatment Facility ("WWTF"); and

WHEREAS, the District is preparing and will submit a financial assistance application for a financing agreement from the State Water Resources Control Board for the planning, design, and construction of a Wastewater Treatment Plant Nitrogen Reduction Project (the "Project"); and

WHEREAS, as part of the process the District must designate an authorized representative to represent the District related to the financial assistance application and/or financing agreement from the State Water Resources Control Board; and

WHEREAS, the District desires to and hereby does designate Moises Ortiz as its authorized representative.

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS
OF THE MALAGA COUNTY WATER DISTRICT**, as follows:

1. That the foregoing recitals are true and correct and incorporated herein by reference as though fully set forth at this point.
2. That the Board of Directors of the Malaga County Water District hereby appoints Moises Ortiz to be the District's authorized representative related to the Nitrogen Reduction Project and hereby authorizes and directs Moises Ortiz to sign and file, for and on behalf of the Malaga County Water District, a financial assistance application for a financing agreement from the State Water Resources Control Board for the planning, design and construction of Wastewater Treatment Plant/Nitrogen Reduction Project.

3. The authorized representative, Moises Ortiz or his designee, is designated to provide the assurances, certifications, and commitments required for the financial assistance application, including executing a final assistance agreement from the State Water Resources Control Board and amendments or changes thereto.
4. The authorized representative Moises Ortiz, or his designee, is designated to represent the Malaga County Water District in carrying out the District's responsibilities under the financing agreement, including certifying disbursement requests on behalf of the District and compliance with applicable State and Federal laws.

Passed and adopted by the Board of Directors of the Malaga County Water District at their meeting held on this 26 day of January 2021, by the following vote:

AYES:

NOES:

ABSENT:

Charles Garabedian, Jr., President
Malaga County Water District

ATTEST:

Moises Ortiz, Secretary
Board of Directors
Malaga County Water District

CERTIFICATION

I do hereby certify that the forgoing is full, true, and correct copy of a Resolution duly and regularly adopted ay a meeting of the Malaga County Water District Board of Directors held on January 26, 2021.

Moises Ortiz, General Manager/ Secretary of
Board of Directors
Malaga County Water District



Fresno County

Emergency Utility Assistance

Can't pay your utilities due to
COVID-19?

Program Requirements for Applicants:

- Must be resident of program area and utility account holder (see below)
- Must be income eligible
- Must have COVID-19 impact
- Must complete application and provide all requested documents

Emergency Utility Assistance provides one-time utility payment(s) of up to \$600 to income eligible households

Emergency Utility Assistance available to eligible households in the following areas:

Fowler, Kerman, Kingsburg, Mendota, Reedley, Selma and Unincorporated Communities in Fresno County.

HUD funded programs require U.S. Citizenship or permanent residency

Visit WWW.FCEUA.COM to Apply
Applications Accepted
Online Only 3/8 – 3/19



Fresno County



Fresno County

Emergency Utility Assistance

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item 6.c.



Fresno County

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Online Only 3/8 – 3/19



PUBLIC NOTICE

MALAGA COUNTY WATER DISTRICT

MANDATORY PUBLIC NOTICE OF SIGNIFICANT NONCOMPLIANCE (SNC)

This announcement satisfies the Federal requirement for public notification contained in 40 CFR 403.8 (f)(2)(viii)

The following industrial users were in SIGNIFICANT NONCOMPLIANCE of local, state and/ or federal pretreatment requirements during calendar year 2020.

<u>INDUSTRY/ ADRESS</u>	<u>TYPE OF VIOLATION</u>
Fresno Truck Wash 4170 S. Bagley Ave. Fresno CA. 93725	Chronic violations of wastewater Discharge limits 40CFR 403.8(f)(2)(viii)(A): (EC) and (pH).
Imperial Truck Wash 2635 E. North Ave. Fresno CA. 93725	Chronic violations of wastewater Discharge limits 40CFR 403.8(f)(2)(viii)(A): (EC) and (pH).
Fifth Wheel Truck Wash 3767 S. Golden state Blvd Fresno CA. 93725	Chronic violations of wastewater Discharge limits 40CFR 403.8(f)(2)(viii)(A): (EC) and (pH).
Speedy Truck Wash 3846 S. Front St. Fresno CA. 93725	Chronic violations of wastewater Discharge limits 40CFR 403.8(f)(2)(viii)(A): (EC) and (pH).
Kinder Morgan SFPP LP 4149 S. Maple Ave. Fresno CA. 93725	Chronic violations of wastewater Discharge limits 40CFR 403.8(f)(2)(viii)(A): high (BOD).

There was no adverse impact on the environment from the discharge. For additional information, contact Malaga County Water District (559) 485-7353.

item 9.b.

Norma Melendez

From: Moises Ortiz
Sent: Friday, January 22, 2021 11:06 AM
To: Norma Melendez
Subject: FW: ACWA JPIA: COVID-19 Vaccine Update
Attachments: KP Media Statement 1_18_21.pdf

Importance: High

add to agenda, Phase 1C

- Individuals 50 -64 years of age
- People 16-49 years of age who have an underlying health condition or disability which increases their risk of severe COVID-19
- Those at risk of exposure at work in the following sectors:
 - Water and wastewater
 - Defense
 - Energy
 - Chemical and hazardous materials
 - Communications and IT
 - Financial services
 - Government operations / community-based essential functions

From: Sandra Smith <ssmith@acwajpia.com>
Sent: Friday, January 22, 2021 11:01 AM
To: Sandra Smith <ssmith@acwajpia.com>
Cc: JPIA Benefits <benefits@acwajpia.com>
Subject: ACWA JPIA: COVID-19 Vaccine Update
Importance: High

Greetings JPIA members,

Information about distribution of the COVID-19 vaccine is changing by the day. However, we wanted to share with you what we do know now.

Distribution plans, and even prioritization within the subgroups (Tiers), are varying county-by-county throughout California. **The best source of information is your county.** Here is a link that will help you find your county's website for information on what is happening locally. Interestingly, most county's Twitter accounts are the best source of breaking news about vaccine distribution. Sometimes it's the official county account, sometimes it's the county public health account. Some counties have a link to sign up to receive notification when those in your tier and subgroup are eligible to receive vaccinations. There have even been pop-up one or two day vaccination clinics (which fill up very quickly) announced on county websites and Twitter accounts. So far this has been for the 65 and over or 75 and over population only in select counties. Residency or work within that county is required. One county we have seen (El Dorado) has a text

notification sign-up for distributing extra doses at the end of the day before they spoil, so long as you can get there in 30 minutes or less. Check your county to see what is available to sign up for.

Kaiser is an approved vaccine provider for the general public, not just Kaiser members. Currently, they are only vaccinating Phase 1A, which is medical professionals. However, there have been reports of them briefly opening up appointments for those 65 and over. These are updated on their website, and then fill up very quickly. The website has been crashing. When people call in, they are placed on hold for an hour or two, only to be told that the appointments are all booked. Kaiser released the attached media statement to address this. Because Kaiser is only one of the vaccine providers, Kaiser members should keep an eye out for vaccine opportunities at both Kaiser and non-Kaiser locations. Kaiser information specific to current vaccine distribution is [here](#). General COVID-19 information is available from Kaiser [here](#).

Water and wastewater employees were *recommended* to be in Phase 1B by the CDC. However, each state has responsibility to determine and assign Phases and Tiers. California has placed water and wastewater employees in Phase 1C. As mentioned, subgroup Tiers are moved around within Phases at some counties.

Vaccines will be administered only at approved providers contracted with the government at this time. For the most part, that is CVS, Walgreens, and Kaiser. However, some counties are contracting with Safeway or others, or creating mass vaccine sites which don't list the contracted provider name. Again, this varies by county.

Vaccines will be provided at no cost to the public. The government pays for the vial of vaccine, and health plans are billed for the administration of the vaccine. If the health plan does not pay, the government will pay for the cost. In any event, funds are not collected at the time of vaccination, and the individual will not have financial responsibility for the vaccine, no matter where it is received. This could become more nuanced in the future when vaccines are widely available, and vaccination becomes common at doctor's offices and all pharmacies. In or out of network status is not a concern at this time.

On-site vaccination clinics at employer locations are not available at this time.

California Department of Public Health provides press releases regularly with up-to-date information.

California Department of Public Health has a Vaccine Dashboard that outlines California's vaccination plan and includes a progress dashboard.

Los Angeles County has a "find out if it's your turn" website that will expand to include other counties in the future.

Yours in good health,



Sandra Smith

ACWA JPIA

Employee Benefits Manager

CA License # 0172324

ssmith@acwajpia.com | acwajpia.com

Send a secure email [here](#)

Visit ACWA JPIA's [COVID-19 Information & Resources](#) page.

**NOTICE OF PREPARATION
of a Draft Program Environmental Impact Report for the
Fresno County General Plan Review and Zoning Ordinance Update**

Date: January 15, 2021

To: State Clearinghouse, Responsible Agencies, Trustee Agencies, and Interested Parties

From: County of Fresno, Department of Public Works and Planning
Development Services and Capital Projects Division
2220 Tulare Street, Sixth Floor
Fresno, California 93721

Project Title:

Fresno County General Plan Review and Zoning Ordinance Update (General Plan Amendment No. 529 and Amendment to Text No. 372)

Project Location:

Entire unincorporated portion of Fresno County – see Figure 1

NOP Comment Period:

January 15, 2021, to March 1, 2021, by 5:00 PM

Lead Agency/Contact:

Chris W. Motta, Principal Planner
County of Fresno, Department of Public Works and Planning
Development Services and Capital Projects Division
2220 Tulare Street, Sixth Floor
Fresno, California 93721
Telephone: (559)-600-4497
Email: gpr@co.fresno.ca.us

Introduction:

The County of Fresno (County) is reviewing its General Plan and updating its Zoning Ordinance. As Lead Agency under the California Environmental Quality Act (CEQA), the County has determined that the review and update may have a potential significant effect on the environment and that a Programmatic Environmental Impact Report (EIR) will be prepared to evaluate these potential effects.

The County first circulated a Notice of Preparation (NOP) of a Programmatic EIR for the General Plan Review and Zoning Ordinance Update Project (proposed project) in 2018. However, after circulating the NOP in 2018, the Project was temporarily paused for additional changes in project scope. A revised Project Scope of Work was authorized by the Board of Supervisors on April 14, 2020. The County has prepared this NOP to inform

agencies and interested parties that the County has resumed the General Plan Review and Zoning Ordinance Update Project and a Programmatic EIR will be prepared for the proposed project. This NOP solicits guidance from regulatory agencies about the scope and content of environmental information to be included in the Programmatic EIR related to the agencies' statutory responsibilities. The agencies will use the Programmatic EIR when considering their permits or other approvals related to the General Plan Review and Zoning Ordinance Update. The NOP also provides an opportunity for interested parties to inform the County what environmental issues they think should be addressed in the Programmatic EIR.

Project Description:

The existing 2000 County General Plan consists of multiple documents: the countywide General Plan Background Report, the countywide Economic Development Strategy, the countywide General Plan Policy Document, and over 40 regional, community, and specific plans. The General Plan Background Report, which inventories and analyzes existing conditions and trends in Fresno County, provides the formal supporting documentation for General Plan Policy Document. The countywide Economic Development Strategy formalizes objectives, strategic actions, organization responsibilities, and work plans to expand business activity and employment in the county. The countywide General Plan Policy Document contains explicit statements of goals, policies, and implementation programs that constitute the formal policy of Fresno County for land use, development, open space protection, and environmental quality. The current General Plan Policy Document is organized by and consists of the following seven countywide elements: 1) Economic Development; 2) Agriculture and Land Use; 3) Transportation and Circulation; 4) Public Facilities and Services; 5) Open Space and Conservation; 6) Health and Safety; and 7) Housing.

The General Plan functions as a guide for future development. The General Plan addresses a range of immediate, mid-, and long-term issues. The General Plan is intended to allow land use and policy determinations to be made within a comprehensive framework that incorporates public health, safety, and "quality of life" considerations in a manner that recognizes resource limitations and productive agricultural land, and the sensitive habitats of the community's natural environment. It outlines policies and programs and sets out plan proposals to guide day-to-day decisions concerning the County's future. Under State law, the General Plan must serve as the foundation upon which all land use decisions are to be based, and must also be comprehensive, internally consistent, and have a long-term perspective.

The County's Zoning Ordinance is officially known as Division VI of the Ordinance Code of the County of Fresno. The stated purpose of the Zoning Ordinance is "to classify and regulate the highest and best use of buildings, structures, and land located in the unincorporated area of the County of Fresno in a manner consistent with the Fresno County General Plan." The Zoning Ordinance is effectively the principal tool for implementing the County's General Plan, and by State law, must be consistent with the General Plan.

The proposed project consists of a review and update of the County General Plan's Background Report and Policy Document, and a comprehensive update of the Zoning Ordinance. The revised General Plan is intended to build on the major policies of the current 2000 General Plan but expand and strengthen them to meet the challenges and community needs through planning horizon year 2040. The revised General Plan would accommodate County population growth projected through 2040. The revised General Plan seeks to preserve agricultural land and natural resources; conserve public spaces and recreational resources; promote the wellbeing of County residents; maintain economic vitality and balance; and direct land use policies that enable sustainable and forecasted growth in the County. The revision includes only minimal changes to the land use designations and land use maps in the existing 2000 General Plan. The majority of revisions are to goals, policies, and implementation programs of the General Plan. The revision also includes addressing laws affecting the General Plan, including the addition of an Environmental Justice Element to the General Plan Policy Document. The Zoning Ordinance update includes provisions, development standards, and guidelines for consistency with the revised General Plan, pursuant to State law. Figure 1, attached below, provides the Draft Countywide Land Use Diagram. Additional land use designation maps and diagrams for specific areas in the County are provided at the link at the end of this NOP.

Probable Environmental Effects and Scope of the EIR:

The EIR for the review and update of the General Plan and a comprehensive update of the Zoning Ordinance will describe existing environmental resource areas and conditions in Fresno County. Pursuant to CEQA Guidelines Section 15125, existing conditions will be described as they exist when this NOP is circulated based on the most recent available data and information. The EIR is intended to be a program-level document that will analyze the broad environmental effects of the proposed General Plan and Zoning Ordinance Update, considering broad policy alternatives and program-wide mitigation measures. The EIR will evaluate the potentially significant environmental impacts of implementing the proposed General Plan and Zoning Ordinance Update and will evaluate whether there are feasible mitigation measures that may lessen or avoid identified significant impacts. No specific development projects are being considered. Rather, the analysis will focus on the reasonably foreseeable direct and indirect physical environmental effects compared to existing conditions that could result from adoption and implementation of the General Plan and Zoning Ordinance Update. Effectively, the EIR will analyze potential impacts from buildout of the General Plan on the existing environment. The EIR will also identify and evaluate alternatives to the proposed project.

In accordance with *State CEQA Guidelines* Section 15063(a), the County did not prepare an Initial Study, but advises that the EIR will evaluate potentially significant environmental effects on each of the environmental topics outlined in Appendix G of the *State CEQA Guidelines*. The topics include the following:

- Aesthetics
- Agriculture and Forestry
- Air Quality
- Hydrology and Water Quality
- Land Use and Planning
- Mineral Resources

- Biological Resources
- Cultural Resources and Tribal Cultural Resources
- Energy
- Geology and Soils
- Greenhouse Gas Emissions
- Hazards and Hazardous Materials
- Noise
- Population and Housing
- Public Services and Recreation
- Transportation
- Utilities and Service Systems
- Wildfire

In addition, the EIR will address cumulative impacts, growth inducing impacts, and other issues required by CEQA.

NOP Comment Period:

In accordance with the time limits identified in State law, please respond to this NOP with your comments on the scope and content of the EIR at the earliest possible date, but **no later than 5:00 P.M. on March 1, 2021**. March 1st is 45 days following the date this NOP was first posted and published. Please include the name of the contact person for your agency and submit written comments to:

Chris Motta, Principal Planner
County of Fresno, Department of Public Works and Planning
Development Services and Capital Projects Division
Policy Planning Unit
2220 Tulare Street, Sixth Floor
Fresno, California 93721
Email: gpr@co.fresno.ca.us

Scoping Meeting:

To facilitate responses to the NOP, the County will hold a scoping meeting on January 27, 2021. The meeting will begin at 5:30 PM and end at 7:00 PM. Due to ongoing public health concerns associated with the COVID 19 pandemic, the scoping meeting will be a web-based video conference that can be accessed at the following link during the aforementioned date and time:

<https://zoom.us/j/92088949930>

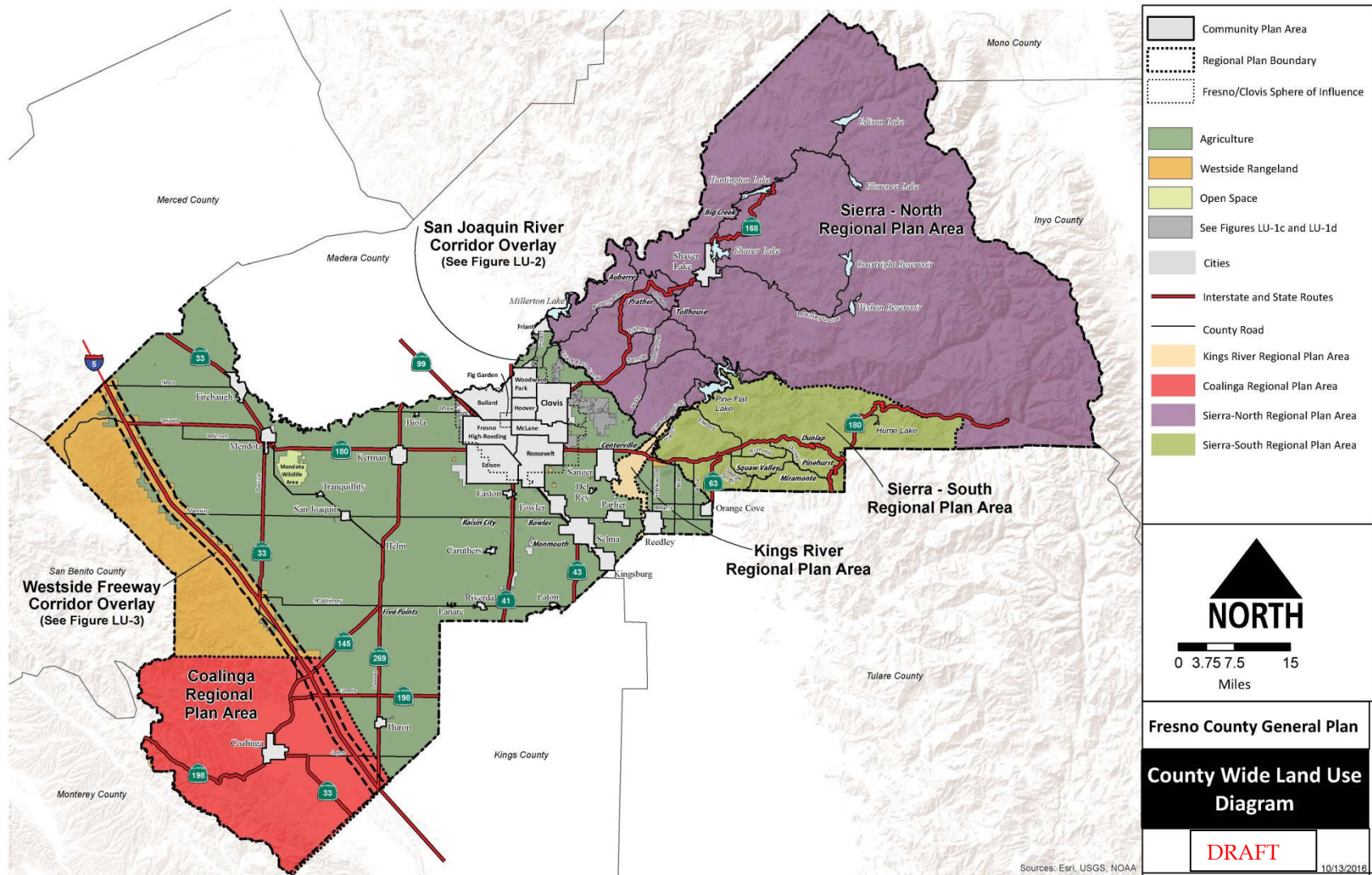
Passcode: 199024

The meeting can also be accessed via telephone at 1-669-900-9128, using the webinar ID of 920 8894 9930 and the passcode, above. Please note, the meeting will be presented in English language, but a translator will be present during the meeting to translate between English and Spanish languages, as needed.

Additional Information:

Please visit the dedicated General Plan Review/Zoning Ordinance Update webpage at www.co.fresno.ca.us/gpr

Figure 1 Draft Countywide Land Use Diagram





County of Fresno

DEPARTMENT OF PUBLIC WORKS AND PLANNING
STEVEN E. WHITE, DIRECTOR

ANNOUNCEMENT OF NOTICE OF PREPARATION DRAFT PROGRAM ENVIRONMENTAL IMPACT REPORT FOR THE FRESNO COUNTY GENERAL PLAN REVIEW AND ZONING ORDINANCE UPDATE

The proposed project includes a review and revision of the Fresno County's General Plan Policy Document and an update of the General Plan Background Report and Zoning Ordinance. As Lead Agency under the California Environmental Quality Act (CEQA), the County has determined that the review and update may have a potentially significant effect on the environment and that an Environmental Impact Report (EIR) will be prepared to evaluate these potential effects. The Notice of Preparation (NOP) solicits guidance from regulatory agencies about the scope and content of environmental information to be included in the EIR related to the agencies' statutory responsibilities. The NOP also provides an opportunity for interested parties to inform the County what environmental issues they think should be addressed in the EIR.

As they become available, the revised public review draft of the updated General Plan Background Report, the revised General Plan Policy Document, including land use designation diagram, the Zoning Ordinance Update, NOP and the Draft EIR will be published on the County's dedicated webpage at: www.co.fresno.ca.us/gpr

To facilitate responses to the NOP, the County will hold a scoping meeting on January 27, 2021. The meeting will begin at 5:30 PM and end at 7:00 PM. Due to ongoing public health concerns associated with the COVID 19 pandemic, the scoping meeting will be a web-based video conference that can be accessed at the following link during the aforementioned date and time:

<https://zoom.us/j/92088949930>

Passcode: 199024

The meeting can also be accessed via telephone at 1-669-900-9128, using the webinar ID of 920 8894 9930 and the passcode, above. Please note, the meeting will be presented in English language, but a translator will be present during the meeting to translate between English and Spanish languages, as needed.

The NOP comment period starts on January 15, 2021 and ends on March 1, 2021 at 5:00 P.M. Please respond to the NOP with comments on the scope and content of the EIR at the earliest possible date, but **no later than 5:00 P.M. on March 1, 2021**. Please include the name of the contact person for your agency and submit written comments to:

Chris Motta, Principal Planner
County of Fresno, Department of Public Works and Planning
Development Services and Capital Projects Division
2220 Tulare Street, Sixth Floor Fresno, California 93721
Email: gpr@co.fresno.ca.us

CM:cwm
G:\4360Devs&Pln\PLANNING\General Plan\GPR 529 &ZO Update 372 (2020 Contract)\EIR\2021 NOP\Notice - Draft NOP - English.doc

item 14.a.2.

Kings Basin Water Authority

2021 Advisory Committee Meetings

Time: 9:30 AM

Location: Microsoft Teams – Meeting link will be sent with agenda packet

March 17, 2021

June 16, 2021

September 15, 2021

2021 Board of Director Meetings

Time: 9:30 AM

Location: Microsoft Teams – Meeting link will be sent with agenda packet

April 21, 2021

July 21, 2021

October 20, 2021

Advisory Committee and Board meeting dates, agenda and minutes are available on the KBWA website under the “Governance” tab: <https://www.kingsbasinauthority.org/>



Building Code and Floodplain Management Administration and Enforcement

FEMA Policy FP 204-079-01

BACKGROUND

The Disaster Recovery Reform Act of 2018 (DRRA), amended Sections 402 and 406 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Stafford Act), and authorized FEMA to “provide assistance to state and local governments for building code and floodplain administration and enforcement, including inspections for substantial damage compliance”¹ and “base and overtime wages for extra hires to facilitate the implementation and enforcement of adopted building codes for a period of not more than 180 days after the major disaster is declared.”² This policy enacted through FEMA’s Public Assistance (PA) Program implements section 1206 of DRRA by leveraging the amendments to Section 402 and Section 406. While the provisions of this policy apply only to the PA Program, assistance under section 1206 of DRRA may be available under other FEMA programs, such as FEMA’s Federal Insurance and Mitigation Administration’s (FIMA) Substantial Damage Data Collection Contracts, described in more detail in Section D below.

PURPOSE

This policy defines the framework and requirements for consistent and appropriate implementation of section 1206 of DRRA through the PA Program. The intent of this policy is to provide communities with the resources needed to effectively administer and enforce state and locally adopted building codes and floodplain management ordinances for a period of no longer than 180 days after the date of the major disaster declaration.

PRINCIPLES

1. Increase the overall speed of recovery by providing assistance to conduct building inspections, review disaster-related development in the floodplain, review applications for permits, and issue permits to adequately administer and enforce adopted building codes and floodplain ordinances.

¹ Section 402 Robert T. Stafford Disaster Relief and Emergency Assistance Act, P.L. 93-288 as Amended.

² Section 406 Robert T. Stafford Disaster Relief and Emergency Assistance Act, P.L. 93-288 as Amended.



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2. Enhance compliance with state and local building codes and floodplain management ordinances by providing state, tribal, territorial, and local governments additional resources to carry out required activities after a disaster.

REQUIREMENTS

A. APPLICABILITY

Outcome: To establish the applicability and retroactive implementation of this policy.

1. This policy will go into effect on November 1, 2020.
2. This policy applies to major disaster declarations for PA declared on or after August 1, 2017.
3. For major disasters declared on or after November 1, 2020, eligible costs will be reimbursed under the provisions of this policy.
4. For major disasters declared between August 1, 2017 and November 1, 2020, eligible costs will be reimbursed under the provisions of this policy, provided the Applicant notifies FEMA that it intends to seek reimbursement within 90 days from the Recovery Scoping Meeting or 90 days from the effective date of this Policy, whichever is later. An example opt-in form can be found in Appendix A of this policy.
5. Work that is eligible under this policy cannot be used as the basis of a request for an Alternate Project³ or for participation in the PA Alternative Procedures Pilot Program for Permanent Work.
6. FEMA will not fund activities under this policy if a community has been suspended from the National Flood Insurance Program (NFIP) or has otherwise been sanctioned for not participating in the NFIP though a flood risk has been identified.

B. DESCRIPTION OF ELIGIBLE AND INELIGIBLE WORK

Outcome: To identify the types of activities are eligible and ineligible under this policy.

1. All building code and floodplain management ordinance administration and enforcement activities must be performed, in a designated area of the major disaster declaration and relate to the repair, replacement, or retrofit of disaster-damaged structures in the jurisdiction of the Applicant.⁴ This may include public, private, and residential structures.

³ See *Stafford Act Section 406(c)* (42 U.S.C. § 5172) and 44 C.F.R. § 206.203(d)(2).

⁴ 44 CFR § 206.223



2. FEMA will determine the eligibility of actions based on whether the work falls within the general parameters described below in Section B.3 and is consistent with the work that is normally done to administer and enforce building codes.
3. Eligible Work. The following list provides examples of eligible activities under this policy. Activities not on this list will be evaluated on a case-by-case basis.

a) Building Code Administration:

- i. Review and process applications for building permits; certificates of occupancy; certificates of compliance; and the associated plans, specifications, and construction documents for compliance with federal, state, and municipal building, housing, and life-safety codes and standards applicable to disaster-related repair, replacement, or retrofit.
- ii. Process requests for building code variances.
- iii. Collect fees.
- iv. Hire, train, supervise, certify, and license staff, as required to conduct eligible activities.
- v. Contract for services (e.g., contract planning, initiation, solicitation, evaluation, and award).
- vi. Provide training and information to staff, contractors, and the public on unique considerations for repair of disaster-damaged historic buildings.
- vii. Provide training and outreach to the public on building code and building permit requirements applicable to the repair, replacement, or retrofit of disaster-damaged buildings.
- viii. Establish construction plan review and inspection processes, procedures, and instructions for permit holders.
- ix. Monitor impacted areas for unpermitted construction activities.
- x. Coordinate building code administration and enforcement with floodplain management ordinance administration and enforcement, as appropriate.



b) Code Enforcement:

- i. Inspect structures under construction for compliance with approved plans, specifications, and all requirements of applicable codes, laws, and ordinances.
- ii. Identify and carry out corrective action in cases where construction, design, and occupancy do not comply with codes and/or ordinances.
- iii. Conduct and process condemnation determinations.
- iv. Review and issue elevation certificates.
- v. Investigate complaints and assist in preparation of materials for abating violations of building codes and related ordinances.

c) Floodplain Management Ordinance Administration and Enforcement:

- i. Enforce or administer standards for development according to community floodplain management regulations.
- ii. Determine whether proposed disaster-related development activities are in areas regulated by the community's floodplain management ordinance or building code.
- iii. Hire, train, supervise, certify and license staff, as required to conduct eligible activities.
- iv. Contract for services (e.g., contract planning, initiation, solicitation, evaluation, and award).
- v. Provide training and outreach to the public on floodplain permit requirements applicable to the repair, replacement, or retrofit of disaster-damaged buildings.
- vi. Provide training and information to staff, contractors, and the public on unique considerations for repair of disaster-damaged historic buildings.
- vii. Review disaster-related development proposals to ensure compliance with the requirements of applicable floodplain management ordinances.
- viii. Process permits for disaster-related development in the floodplain associated with the declared disaster.
- ix. Inspect all disaster-related development in the applicable jurisdiction.
- x. Monitor impacted areas for unpermitted construction activities.
- xi. Process requests for floodplain management ordinance variances.



- xii. Process, maintain, and track temporary occupancy permits and inspect temporary occupancy buildings.
 - xiii. Provide information on flood hazards, floodplain map data, advisory flood data and compliance to residents and property owners.
 - xiv. Conduct inspections to ensure the removal of temporary fill and related materials used in flood fighting.
 - xv. Take corrective action necessary to ensure compliance with Federal, State, and Local floodplain regulations.
 - xvi. Coordinate floodplain management ordinance administration and enforcement with building code administration and enforcement, as appropriate.
- d) Substantial Damage Determinations: For existing buildings located in areas regulated by the community's floodplain management ordinance or building code, eligible work may include work to:
- i. Conduct initial field surveys to determine extent of damage.
 - ii. Establish damage trends to identify areas to focus building-specific assessment efforts.
 - iii. Prepare cost information on repairs and pre-disaster market value estimates for substantial damage estimates.
 - iv. Hire, train, supervise, certify and license staff, as required to conduct eligible activities.
 - v. Collect field data for damage assessments.
 - vi. Enter damage inventory administrative data into the Substantial Damage Estimator⁵ or comparable data collection software.
 - vii. Track cumulative substantial damage and repetitive loss for communities, if required.
 - viii. Conduct damage inventory of structures.

⁵ The FEMA-developed Substantial Damage Estimator tool assists State and local officials in estimating Substantial Damage for residential and non-residential structures in accordance with the requirements of the National Flood Insurance Program (NFIP) as adopted by the communities. <https://www.fema.gov/media-library/assets/documents/18692>.



- ix. Inform property owners of damage determination and provide compliance requirements.
 - x. Perform inspections to ensure compliance with repair and substantial damage construction requirements.
 - xi. Determine whether proposed improvements are “substantial improvements” and trigger requirements for compliance, including a building permit.
 - xii. Determine if damaged structures have been designated as historic or that may be eligible for such designation.
 - xiii. Review, adjudicate, and resolve Substantial Damage Determination appeals.
4. Ineligible Work:
- a) Activities associated with non-disaster damaged structures or non-disaster-related development.
 - b) Activities to update a community’s laws, rules, procedures, or requirements. Examples include:
 - i. Adopting new or updating current building codes or floodplain management ordinances.
 - ii. Adopting or updating zoning laws and requirements.
 - iii. Developing new land use plans or requirements.

C. ELIGIBLE COSTS

Outcome: To establish costs eligible for reimbursement under Section 1206 of the DRRRA.

1. Eligible costs under this policy will be funded at the Permanent Work cost-share applicable to the disaster.
2. Costs to perform eligible work described in Section B.3 will be eligible for reimbursement for a period no longer than 180 days after the date of the major disaster declaration.⁶ FEMA will not extend assistance beyond 180 days.

⁶ Other sources of FEMA funding may be available to applicants that can demonstrate a need for services that extend beyond the eligibility of this policy. For example, FEMA’s Hazard Mitigation Grant Program may be available to fund extraordinary post-disaster code enforcement costs not covered by this policy and activities to promote disaster-resistant codes.



3. This policy does not change the eligibility criteria for PA Permanent Work projects. Activities to administer and enforce building code and floodplain ordinances authorized by this policy are eligible regardless of whether the building code or floodplain ordinance in question meets PA's regulatory eligibility criteria for Permanent Work.

Example scenario: After a disaster is declared, a community decides to update its building code to require a four-foot freeboard for all buildings in the special flood hazard area. Work associated with administering and enforcing the four-foot freeboard for disaster-damaged buildings in the community is eligible under this policy. However, PA would not fund the physical repairs to a school building to meet the new four-foot freeboard requirement since the code was adopted after the date of the disaster declaration and therefore ineligible according to PA regulation and policy.⁷

4. In accordance with the amendments made by DRRA to Section 406 of the Stafford Act, only overtime for budgeted employees and straight-time and overtime for extra hires are eligible. FEMA cannot reimburse labor costs associated with straight-time for budgeted employees.
5. Other costs associated with extra hires or contracted support may be eligible for reimbursement. This includes costs for travel, accommodations, and per diem, as appropriate.
6. The purchase of supplies and equipment necessary to effectively execute activities described in this policy are subject to requirements established in the PAPPG and 2 CFR part 200.
7. Costs associated with reimbursement for mutual aid or Emergency Management Assistance Compact (EMAC) will be reimbursed according to provisions established in the PAPPG.
8. Costs associated with legal proceedings related to code and floodplain management ordinance enforcement are eligible for reimbursement.
9. All claimed costs must be necessary and reasonable and are subject to program eligibility and other Federal requirements, including those related to procurement and contracting.⁸
10. Pursuant to Section 312 of the Stafford Act, FEMA is prohibited from providing financial assistance where such assistance would duplicate funding available from another program, insurance, or any other source for the same costs.⁹

⁷ FEMA would fund the repair work to meet the minimum code requirements as described in Chapter 8.3.B of the PAPPG and 44 CFR Part 9.11.

⁸ See PAPPG and 2 CFR part 200.

⁹ 42 U.S.C. § 5155.



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11. Revenue collected by the applicant (including fees and fines) for the performance of eligible work funded under this policy is considered program income. The project worksheet will be reduced accordingly during closeout. FEMA will deduct income from total project costs as specified in 2 CFR Section 200.80 and 200.307. If the applicant waives fees or fines following the disaster, FEMA will still reduce the eligible costs by the amount that the fees or fines would have been.

D. Direct Assistance through FEMA's Federal Insurance and Mitigation Administration

Outcome: To describe the process for assistance under FEMA's Federal Insurance and Mitigation Administration's Substantial Damage Data Collection Contract.

1. Work described in this section is funded through FEMA's Substantial Damage Data Collection Contract, which is currently funded as a task order under the Production and Technical Services Contract administered by the Risk Management Directorate of FEMA's Federal Insurance and Mitigation Administration. Refer to the relevant State NFIP Coordinator or FEMA Regional Floodplain Management and Insurance Branch Chief for more information on the contents of this section.
2. For substantial damage data collection work described in section B.3.d(i-xiii) of this policy, FEMA's Substantial Damage Data Collection Contract may be available to support communities in cases where the State, Tribal, Territorial and local government lack the capability to perform or contract for eligible substantial damage data collection-related efforts due to the extreme catastrophic nature of an event or a demonstrated lack of resources.
3. Assistance provided through FEMA's Substantial Damage Data Collection Contract for disasters declared on or after the effective date of this Policy will be subject to the Permanent Work cost-share applicable to the disaster.
4. Local governments that seek assistance through FEMA's Substantial Damage Data Collection Contract must submit a request in writing to the State, which will review and, if warranted, submit the request Regional Administrator which shall include:
 - a) A statement as to the reasons the State, Tribal, Territorial, or local government cannot perform or contract for performance of the requested work;
 - b) Agreement that the State, Tribe, or Territory will hold and save the United States free from damages due to the requested work, and shall indemnify the Federal Government against any claims arising from such work; and



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- c) Agreement that the State, Tribe, or Territory will provide reimbursement to FEMA for the non-Federal share of the cost of such work in accordance with the provisions of this policy and the FEMA-State Agreement.¹⁰
- 5. If the Regional Administrator approves the request, the work must be completed within 180 days of the date of the disaster declaration.¹¹
- 6. Once the Substantial Damage Data Collection Contract is approved and activated for a local government, FEMA will only provide assistance described in section B.3.d(i-xiii) to that local government through the Contract. Work under section B.3.d(i-xiii) performed prior to the date of activation of the Substantial Damage Data Collection Contract will be eligible subject to the terms of this policy.
- 7. Assistance for work provided under FEMA's Substantial Damage Data Collection Contract cannot also be reimbursed through the PA program.

E. OTHER DOCUMENTATION REQUIREMENTS

Outcome: To establish documentation requirements for this policy.

- 1. To receive funding, applicants should submit the following to FEMA, as applicable:
 - a) All supporting documentation necessary to demonstrate the work completed and the location of the work.
 - b) All documentation associated with work completed through an EMAC resource request or intrastate/interlocal mutual aid request.
 - c) If work was performed by contract labor, the applicant will submit to FEMA all documentation demonstrating federal procurement rules in 2 CFR Part 200 were followed.
- 2. FEMA may require that the applicant provide documentation demonstrating that the eligible activities are in support of the community's legally adopted building code or floodplain management ordinance. This may include floodplain management ordinance administration and enforcement documentation; disaster-related development inspections; and substantial damage inspections, determinations, letters, and appeals.

¹⁰ 44 CFR § 206.208(b)

¹¹ Section 406 Robert T. Stafford Disaster Relief and Emergency Assistance Act, P.L. 93-288 as Amended.



FEMA

RESPONSIBLE OFFICE

Office of Response and Recovery
Recovery Directorate
Public Assistance Division

Keith Turi
Assistant Administrator
Recovery Directorate

10/15/20

Date



ADDITIONAL INFORMATION

REVIEW CYCLE

This policy will be reviewed, reissued, revised, or rescinded within four years of the issue date, and will be incorporated into the PAPPG update that follows the publication of this policy.

AUTHORITIES

Section 324, 402 and 406 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. §§ 5165b, 5170a and 5172, as amended.

Sections 324, 402 and 406 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. §§ 5165b, 5170a and 5172, as amended. The contents of this document do not have the force and effect of law and are not meant to bind the public in any way. This document is intended only to provide clarity to the public regarding existing requirements under the law or agency policies.

DEFINITIONS

Substantial Damage (SD)¹² – Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed fifty percent of the market value of the structure before the damage occurred. Note: this should not be confused with the FEMA Public Assistance Repair versus Replacement Rule, which utilizes a different calculation to determine Public Assistance eligibility for repair and replacement.

Substantial Improvement (SI)¹³ – Any reconstruction, rehabilitation, addition or other improvement of a structure, the cost of which equals or exceeds fifty percent of the market value of the structure before the “start of construction” of the improvement. This term includes structures that have incurred “substantial damage,” regardless of the actual repair work performed.

QUESTIONS

Direct questions to FEMA-Recovery-PA-Policy@fema.dhs.gov

¹² 44 CFR Part 59.1

¹³ Ibid.



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Appendix A: Opt-in Notification for Building Code and Floodplain Management Administration and Enforcement

In accordance with the Federal Emergency Management Agency (FEMA) Recovery Policy FEMA Policy FP #204-079-01, Building Code and Floodplain Management Administration and Enforcement (*Policy*), Applicants that meet the criteria below may elect to opt-in to the Policy.

Applicants wishing to participate must make their election no later than either:

- **February 1, 2021 (90 days from effective date of the Policy), or**
- **90 days after the date of the Recovery Scoping Meeting (RSM) for Applicants that have not yet participated in their RSM**

This notification does not apply to Applicants in declarations on or after the effective date of this Policy.

By signing below, the Applicant elects to seek reimbursement for activities eligible under FEMA Policy FP #204-079-01, *Building Code and Floodplain Management Administration and Enforcement* and affirms the following is true and correct:

1. The disaster declaration under which reimbursement is sought was signed on or before **November 1, 2020**.
2. This election is made no later than **February 1, 2021** – or – this election is made no later than 90 days after the date of the Recovery Scoping Meeting (RSM) for Applicants that have not yet participated in their RSM.

Signature of Applicant's Authorized Representative and Title (Printed)

Date

Applicant Name

Norma Melendez

From: ClerkBOS@fresnocountyca.gov
Sent: Thursday, January 21, 2021 10:28 AM
To: Norma Melendez
Subject: Notice Sent to Form 700 filer(s)

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Norma,

The following filer(s) in your agency have received the following correspondence from our office:

Letter or Email: Annual Filing Notification Email

Carlos Tovar, Jr., Director
Charles Garabedian, Jr., Director
Frank Cerrillo, Jr., Director
Irma Castaneda, Director
Moises Ortiz, General Manager
Salvador Cerrillo, Director

You may also click on the link below to see the current filing status for the above filer(s).

System Login Link: <https://www.southtechhosting.com/FresnoCounty/eDisclosure/>

If you think you've received this email in error, or if you have any questions or concerns, please contact the Clerk of the Board at (559)600-3529 ext:4 or ClerkBOS@fresnocountyca.gov.